



12-215-04

AS/1745

PATENT

Practitioner's Docket No.: 791_170

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Li YANG, Toshihiro YOSHIDA, Hiroshi NEMOTO and
Michio TAKAHASHI

Ser. No.: 10/009,216

Art Unit: 1745

Filed: November 8, 2001

Examiner: Susy N. Tsang Foster

Confirmation No.: 5554

For: LITHIUM SECONDARY BATTERY

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to **Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450** on December 14, 2004 under "EXPRESS MAIL" mailing label number EV 48855 8804 US.

Janet M. Stevens
Janet M. Stevens

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. 1.97(c))**

**TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

1. The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but *before* the mailing date of either:

- (1) a final action under § 1.113,
- (2) a notice of allowance under § 1.311 or
- (3) an Office Action that closes prosecution.

STATEMENT OR SUBMISSION FEE

2. Accompanying this transmittal is

- A. ☒ a statement as specified in 37 C.F.R. 1.97(e).

OR

- B. ☐ the submission fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement under § 1.97(c). (\$180.00).

Fee due: \$.00

METHOD OF PAYMENT OF FEE

3. ☐ Attached is a check in the amount of \$.
☐ Charge Account No. 50-1446 in the amount of \$. A duplicate of this request is attached.
4. ☒ If any additional fees are due, please charge Deposit Account 50-1446.

Respectfully submitted,

December 14, 2004

Date



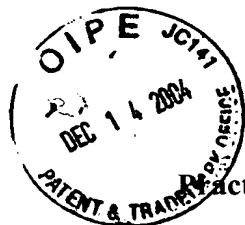
Kevin C. Brown

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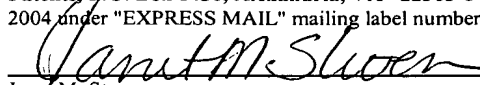
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Janet M. Stevens

CERTIFICATION UNDER 37 C.F.R. § 1.97(e)

Sir:

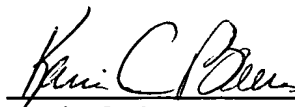
☒ Each item of information contained in the Information Disclosure Statement filed herewith was *first* cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

OR

☐ No item of information in the Information Disclosure Statement filed herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

December 14, 2004
Date


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Janet M. Stevens
Janet M. Stevens

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. Required copies of the references listed on Form PTO-1449 are attached.

Also enclosed is a copy of a Japanese Office Action bearing a mailing date of December 7, 2004, and the U.S. PTO is directed thereto for a concise statement of possible relevance of the references cited therein.

The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,

December 14, 2004

Date



Kevin C. Brown

Reg. No. 32,402

KCB:jms

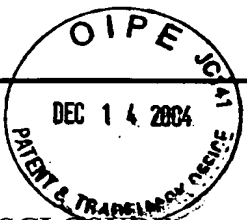
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Form PTO-1449

US DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

*Complete if Known*

| | |
|----------------------|----------------------|
| Application Number | 10/009,216 |
| Filing Date | November 8, 2001 |
| First Named Inventor | Li YANG |
| Art Unit | 1745 |
| Examiner Name | Susy N. Tsang Foster |
| Confirmation No. | 5554 |
| Attorney Docket No. | 791_170 |

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| Sheet | 1 | of | 1 |
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U.S. PATENT DOCUMENTS

| Exam. Initial | | Document Number | Date | Name | Our Docket No. | Class | Sub Class | Filing Date |
|------------------|--|-----------------|------|------|----------------|-------|--------------|-------------|
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FOREIGN PATENT DOCUMENTS

| | | Document Number | Date | Country | Class | Sub Class | Translation | Abstract |
|--|----|-----------------|------------|---------|-------|--------------|-------------------------------|----------|
| | AP | 09-223516 | 08/26/1997 | JP | | | JPO Machine Translation | ✓ |
| | AQ | 07-065855 | 03/10/1995 | JP | | | JPO Machine Translation | ✓ |
| | AR | 11-016602 | 01/22/1999 | JP | | | JPO Machine Translation | ✓ |
| | AS | 11-224693 | 08/17/1999 | JP | | | JPO Machine Translation | ✓ |
| | | | | | | | | |

OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages etc.)

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|-----------|--|------------------|--|
| Examiner: | | Date Considered: | |
|-----------|--|------------------|--|

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*In accordance with the Notice dated July 11, 2003 on the PTO website, we are not enclosing copies of any of the above U.S. references.